

**RULE 17.5. LICENSE FEES; JUSTIFIED, METHOD OF CHANGE, GROSS SALES REPORTS.**

**17.5-1 License Fees.**

- (a) The fees for licenses shall be per annum except where specified. In addition to the basic license fee, an additional license fee will be assessed. This additional license fee will be assessed if the gross liquor sales achieves a certain threshold (hereinafter referred to as 'deductible'). The additional license fee assessment will be calculated on the net of the gross liquor sales less a deductible. The deductible will be prorated for licenses issued during the course of the fiscal year.

**\*The deductible will be calculated through the following formulas:**

**1) Calculation of fund balance at the end of the year**

**BFB = Beginning Fund Balance**

**LRF = License Renewals Fees collected**

**ALF = Additional License Fee collected**

**MR = Miscellaneous Revenue (Estimated = average over three years)**

**BUD = Budget for the current fiscal year**

**PEFB = Projected Ending Fund Balance**

$$\text{BFB} + \text{LRF} + \text{ALF} + \text{MR} - \text{BUD} = \text{PEFB}$$

**2) Calculation of Additional Fees required for the next fiscal year**

**BFB1 = PEFB from formula #1**

**LRF = License Renewals Fees (same as formula #1)**

**ALF1 = CALCULATED Additional License Fee**

**MR = Miscellaneous Revenue (same as formula #1)**

**BUD1 = Budget submitted for the next fiscal year**

**EFB1 = Ending Fund Balance (Twenty percent of BUD1)**

$$\text{ALF1} = \text{EFB1} + \text{BUD1} - \text{BFB1} - \text{LRF} - \text{MR}$$

**3) Calculation of the DEDUCTIBLE**

**The gross liquor sales for each licensee will be entered into a database. The gross liquor sales will be analyzed and based on the assessment rate of the respective class and additional license fees required (ALF1), the deductible for the fiscal year will be calculated.**

A maximum additional assessment fee has been established for each class. The fees for licenses based on different classes, kinds, and categories shall be as follows:

<u>CLASS</u>	<u>KIND</u>	<u>FEES</u>
1	Manufacturer	
	(a) Beer.....	\$1,320, and one-tenth of one percent (0.001) of the total gross liquor sales less a *deductible, not to exceed \$5,000.
	(b) Wine.....	\$660, and one-tenth of one percent (0.001) of the total gross liquor sales less a *deductible, not to exceed \$5,000.
	Wine manufactured from fruits grown in the State.....	\$120
	(c) Alcohol.....	\$360
	(d) Other Liquors.....	\$1,320, and one-tenth of one percent (0.001) of the total gross liquor sales less a *deductible, not to exceed \$5,000.
2	Restaurant	
	(a) General (includes all liquor, except alcohol)	
	(1) Category 1 – Standard.....	\$1,200, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
	(2) Category 2 –Music/Dancing...	\$1,320, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
	(b) Beer & Wine	
	(1) Category 1 – Standard.....	\$900, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
	(2) Category (2) – Music/Dancing..	\$960, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.

	(c) Beer	
	(1) Category 1 – Standard.....	\$360, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
	(2) Category 2 – Music/Dancing..	\$420, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
3	Wholesale	
	(a) General (includes all liquor except alcohol) .....	\$2,640, and one-tenth of one percent (0.001) of the total gross liquor sales less a *deductible, not to exceed \$20,000.
	(b) Beer & Wine .....	\$840, and one-tenth of one percent (0.001) of the total gross liquor sales less a *deductible not to exceed \$20,000.
		(The deductible will be phased in over a three-year period: FY05 = \$1,650,000; FY06 = \$900,000; and thereafter, the calculated amount of all classes.)
	(c) Alcohol .....	\$120
4	Retail	
	(a) General (includes all liquor except alcohol).....	\$1,200, and one-quarter of one percent (0.0025) of the total gross liquor sales less a *deductible, not to exceed \$15,000.
	(b) Beer & Wine.....	\$900, and one-quarter of one percent (0.0025) of the total gross liquor sales less a *deductible, not to exceed \$15,000.
	(c) Alcohol.....	\$60
5	Dispenser	
	(a) General (includes all liquor, except alcohol)	

(1) Category 1 – Standard.....	\$1,200, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
(2) Category 2 – Nudity.....	\$1,440, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
(3) Category 3 – Music/ Dancing...	\$1,320, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible not to exceed \$25,000.
(4) Category 4 – Hostess.....	\$1,440, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
(5) Categories 3 & 4.....	\$1,500, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
(6) Categories 2 & 3.....	\$1,620, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
(7) Categories 2 & 4.....	\$1,620, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
(8) Categories 2, 3 & 4.....	\$1,740, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
(b) Beer & Wine –	
(1) Category 1 – Standard.....	\$900, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
(2) Category 3 – Music/Dancing.....	\$960, and one-half of one percent (0.005) of the total gross liquor

		sales less a *deductible, not to exceed \$25,000.
	(3) All other combinations.....	\$1,020, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
	(c) Beer	
	(1) Category 1 - Standard.....	\$360, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
	(2) Category 3 – Music/Dancing.....	\$420, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
	(3) All other combinations.....	\$540, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$25,000.
6	Club.....	\$660, and one-half of one percent (0.005) of the total gross liquor sales less a *deductible, not to exceed \$15,000.
7	Vessel.....	\$660
8	Transient Vessel	
	(a) Per day.....	\$60
	(b) Per year.....	\$1,320
9	Tour/Cruise Vessel.....	\$900, and one-half of one percent (0.005) of four (4) times the amount of liquor purchased less a *deductible, not to exceed \$10,000.
10	Special, per day	
	(a) General (includes all liquor, except alcohol).....	\$60
	(b) Beer & Wine.....	\$40

	(c) Beer.....	\$30
11	Cabaret, General	
	(a) Category 1 - Standard.....	\$1,980, and three-fourths of one percent (0.0075) of the total gross liquor sales less a *deductible, not to exceed \$30,000.
	(b) Category 2 – Nudity .....	\$2,400, and three-fourths of one percent (0.0075) of the total gross liquor sales less a *deductible, not to exceed \$30,000.
12	Hotel, General.....	\$3,960, and three-fourths of one percent (0.0075) of the total gross liquor sales less a *deductible, not to exceed \$45,000.
		(The deductible will be phased in over a three-year period: FY05 = \$370,000; FY06 = \$260,000; and thereafter, the calculated amount of all classes.)
13	Caterer, General.....	\$30 per day
14	Brewpub.....	\$1,680, and three-fourths of one percent (0.0075) of the total gross liquor sales less a *deductible, not to exceed \$40,000.
15	Temporary.....	\$275 for an initial period of one hundred twenty (120) days or any part of the period the license was in use, and the current rate of assessment of the respective license class of the license applied to the total gross liquor sales.
		The fee for renewal of such license shall be \$275 for the renewal period or any part of the period the license is in use, and the current rate of assessment of the respective license class of the license applied to the total gross liquor sales.

(b) Solicitors' and Representatives' Permits. The fees for solicitors' and representatives' permits shall be for each license year (commencing on July 1 and ending on the succeeding June 30) and shall be in the following amounts: General, \$140; Beer and Wine, \$85; Alcohol, \$6.

**17.5-8 Trade Name; Change; Fee**

A new licensee or transferee shall have a choice of trade name, however, any trade name must be registered with the State Department of Commerce and Consumer Affairs. Any current or pending licensee desiring to change an existing or previous trade name shall submit to the Commission a Certificate of Registration of Trade Name issued by the State Department of Commerce and Consumer Affairs, showing approval of that registration. A processing fee of **\$30.00** shall be assessed by the Commission for any change of existing trade name to include a license transfer.

**RULE 33.1 INDIVIDUAL PERMITS TO RECEIVE SHIPMENTS OF LIQUOR**

**33.1-1 Applications for Individual Permits to Receive Shipments of Liquor**

- (a) Any person twenty-one (21) years of age or older may apply to the Commission, on the form prescribed by the Commission upon payment of a permit fee of **\$12.00**, for a permit to receive a shipment of liquor from outside the State, within the limits allowed by Chapter 281, Hawaii Revised Statutes.

**RULE 54. FILING FEES WITH APPLICATION**

**54-1 Filing Fees**

A filing fee of **\$250** shall be paid with an application for a new license or the transfer of an existing license, as required by Section 281-54, Hawaii Revised Statutes. The filing fee shall be applied to the payment of the license fee required by Rule 17.5-2 where the license is granted and shall become the realization of the City where the license is denied or the application is withdrawn.